



MEETING MINUTES

BOARD OF SUPERVISORS, COUNTY OF MONO STATE OF CALIFORNIA

Regular Meeting

March 17, 2009

9:00 AM Meeting Called to Order by Vice Chairman, Supervisor Byng Hunt
Absent: Supervisor Bill Reid

Pledge of Allegiance led by Supervisor Duane Hazard

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke

BOARD MEMBER REPORTS

Farnetti: Chamber Business Forum meeting – what is happening in Mammoth – ski area revenue is down 5% - Retail sales down 20% restaurants down 10 to 20%- lodging down 20 to 30%; summer bookings are coming in somewhat normal; development has come to standstill – some properties have gone back to bank –

Hunt: attended Chamber Business Forum meeting also; numbers are flat, dollars down; Eastern Sierra Council of Gov. Election to Town Council in Bishop – new members, chairman re-elected; Bishop sales tax down; Mule Days sales way down this year; public utilities area code split will go into effect in October; hired consultant to improve mgmt services;

Hazard: COG meeting – Mammoth TOT down; pre sales for Mule Days down \$100,000; Town of Mammoth and City of Bishop live in real time budget – we have some lead time when we see things coming; town laid off 21 positions – (public safety officers); report on air service – Horizon has done much better than expected – Mammoth Mtn. would supposedly have to pay a 66% subsidy; Chalfant office hours –nothing significant; Crowley Lake office hours – talk about Community Center – asks CAO re irrigation for Community Center – can CAO instigate this? Yes. Partition at CL Community Center has been repaired, landscaping being installed, there is an ant problem. People commented on how nice Community Center looked- Hazard leaving for Sacramento today.

Bauer: LAFCO meeting; trip to Washington D.C.; two new issues Fire Mgmt Plans and Fed. Election groups; met Forest Service chief; Public Land Steering Committee – a special source of funds will be created to fund districts that are hit by big fires that use all their resources; discussion re GIS maps in California and other states; National Resource Committee information. Open seat on Wildfire Committee – Bauer might get in; Could be a real benefit; Lots of stimulus monies meetings. Need to work to get any stimulus money – there are several projects that would apply. Stimulus awards need champions working to get them. Broad band issue – Brian Muir could be contact ; person. Applications drive the connection of Broad Band. There is a stimulus package connected with this – we need to act. ESTA meeting visions/missions are new.

COUNTY ADMINISTRATIVE OFFICE

- 1) CAO Report regarding Board Assignments (David Wilbrecht)
Receive brief oral report by County Administrative Officer (CAO) regarding his activities.

Off Thursday and Friday
Continue status meetings
Town Council is interested in town parcel
Problems with wellness center – liability issues – will put on agenda

2) APPROVAL OF MINUTES

M09-49 Approve minutes of the Regular Meeting held March 3, 2009.
Farnetti/Bauer 4-0 Absent: Reid

CLOSED SESSION

Enter Closed Session: 9:05 a.m.

COUNTY COUNSEL

- 3a) Closed session - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to subdivision (b) of Government Code section 54956.9. Facts and circumstances: Claim for damages presented by Hilton Creek Community Services District.
- 3b) Property Negotiations Closed Session - CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Properties: APNs: 0237002 and 0236128. Agency negotiators: Dave Wilbrecht, Marshall Rudolph, and Brian Muir. Negotiating parties: Mono County and the Antelope Valley Fire Protection District. Under negotiation: price and terms of payment.
- 3c) Real Property Negotiations Closed Session - CONFERENCE WITH REAL PROPERTY NEGOTIATORS. Government Code section 54956.8. Property: APN 2520031. Agency negotiators: Dave Wilbrecht, Marshall Rudolph, Brian Muir, and Mark Mikulicich. Negotiating parties: Mono County and Danny and Valerie Maddock. Under negotiation: price and terms of payment.

HUMAN RESOURCES

- 4a) Labor Negotiations - CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Dave Wilbrecht, Marshall Rudolph, Brian Muir, Rick Scholl, and Robert Garret. Employee Organization(s): Mono County Sheriff Department's Management Association.
- 4b) Labor Negotiations - CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): David Wilbrecht, Marshall Rudolph, Brian Muir, & Robert Garret. Unrepresented employee(s): County Administrative Office Financial Analyst.
- 4c) Labor Negotiations - CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): David Wilbrecht, Marshall Rudolph, Brian Muir, & Robert Garret. Employee

Organization(s): International Union of Operating Engineers, Stationary Local 39, AFL-CIO (aka Mono County Public Employees).

Exit Closed Session: 9:50 a.m.
Recess: 9:50 a.m. to 10:00 a.m.

DEPARTMENT REPORTS/EMERGING ISSUES

No one spoke

CONSENT AGENDA ***Farnetti/Bauer 4-0 Absent: Reid***

COMMUNITY DEVELOPMENT - PLANNING DIVISION

- 5a) Amend contract with Eastern Institute of Collaborative Education (Rock Radio) - Amend current County contract with Eastern Sierra Institute for Collaborative Education (ESICE) pertaining to the completion of the Mono County Audio Tour CD, and authorize Chair to execute said contract amendment on behalf of the County. The only change to the existing contract is the term. The term of the current contract is from May 1, 2007 to March 31, 2009. Staff and the consultant would like to extend the term to July 10, 2009. Receive staff report. Provide any desired direction to staff.

M09-50 **Action:** Approve amendment to existing contract. Authorize Chair to sign said contract on behalf of the County.
Farnetti/Bauer 4-0 Absent: Reid

SOCIAL SERVICES

- 6a) MOU between California Department of Social Services and Mono County Department of Social Services - Memorandum of Understanding to provide adoption services by the State of California Department of Social Services for Mono County Department of Social Services.

M09-51 **Action:** Approve MOU and authorize Board Chair, Director, and County Counsel to sign MOU.
Farnetti/Bauer 4-0 Absent: Reid

REGULAR AGENDA

CORRESPONDENCE RECEIVED (INFORMATIONAL)

All items listed are available for review and are located in the Office of the Clerk of the Board

CLERK-RECORDER

- 7a) Benton Crossing Landfill - Correspondence received from California Integrated

Waste Management Board regarding Benton Crossing Landfill.

- 7b) Mono County Service Area #1 - Letter from D. Ted Cortopassi, President, Mono County Service Area No. 1 regarding MCSA1 and FCC programs.
- 7c) Dolores G. Wright letter received 3/2/09 - Correspondence received from Dolores G. Wright regarding her resignation from IMAA.

ASSESSOR

- 8a) Annual contract with Harold W. Bertholf, Inc. (Geothermal) (**Jody Henning**) - Renewal of annual contract that expired Dec. 31, 2008. This contract runs from Jan. 1, 2009 to June 30, 2010 in order to put the contract on same cycle as our fiscal year. Bertholf, Inc., are specialists at appraising Geothermal and Hydroelectric properties throughout California. They appraise all similar type properties located in Mono County which generate in excess of \$730,000 in revenue. Annual contracts have averaged \$50,000. We are asking to increase the contract to \$100,000 as it covers an extended period of January 1, 2009 to June 30, 2010. The increase in contract is due to the extended period of time, increased hourly rates and added appraisal responsibilities (primarily Hydrothermal Plants).

M09-52 **Action:** Approve the contract and authorize Chair to sign on behalf of the county.
Hazard/Bauer 4-0 Absent: Reid

COUNTY COUNSEL

Additional Departments: CAO; Risk Management

- 9a) Claim for Damages (**Marshall Rudolph**) - Claim For Damages presented on or about January 27, 2009, by the Hilton Creek Community Services District.

No Action **Action:** Consider claim and take such action to reject or accept the claim as the Board deems appropriate. Direct County Counsel to notify the claimant of the Board's action.
No action taken at this time

SOCIAL SERVICES

- 10a) County Administration of combined Child Abuse Prevention, Intervention and Treatment (CAPIT), Community Based Child Abuse Prevention (CBCAP), and Promoting Safe and Stable Families (PSSF) Plan (**Ed Zylman, Director Mono County Social Services**) - Notice of Intent and approval of contracts for the administration of Federal/State pass-through dollars of the combined Child

Abuse Prevention, Intervention and Treatment (CAPIT), Community Based Child Abuse Prevention (CBCAP), and Promoting Safe and Stable Families (PSSF) Plan.

- M09-53** **Action:** Approve and authorize Chair to sign attached Notice of Intent for the Administration of Federal/State pass through dollars of the combined Child Abuse Prevention, Intervention and Treatment (CAPIT), Community Based Child Abuse Prevention (CBCAP), and Promoting Safe and Stable Families (PSSF) Plan.

Farnetti/Hazard 4-0 Absent: Reid

- 10b) Contract With Inyo Mono Advocates for Community Action (**Ed Zylman**) - Consider County entry into proposed contract with Inyo Mono Advocates for Community Action pertaining to sponsoring and supporting child abuse prevention activities and authorize Chairman to execute said contract on behalf of the County. Receive staff report. Provide any desired direction to staff.

- M09-54** **Action:** Approve County entry into contract with Inyo Mono Advocates for Community Action and authorize Chairman to sign said contract on behalf of the County.

Farnetti/Hazard 4-0 Absent: Reid

- 10c) Contract With Wild Iris (**Ed Zylman**) - Consider and potentially approve County entry into contract with Wild Iris pertaining to domestic violence intervention, counseling and education services and authorize Chairman to execute said contract on behalf of the County. Receive staff report. Provide any desired direction to staff.

- M09-55** **Action:** Approve County entry into contract with Wild Iris pertaining to domestic violence intervention, counseling and education services and authorize Chairman to sign said contract on behalf of the County.

Farnetti/Hazard 4-0 Absent: Reid

CLERK OF THE BOARD

- 11a) Appointment of Alternate to the Local Transportation Commission (**Board of Supervisors**) - Appointment of one or more alternate members of the Local Transportation Commission. The alternate may be a County staff person. County Counsel advises Board that they can appoint one alternate for each member on the LTC Board.

- M09-56** **Action:** Appoint County Administrator, Dave Wilbrecht as an alternate member, when necessary, to serve in place of Supervisor Reid; appoint Sandy Hogan as alternate member when necessary, to serve in place

of Supervisor Farnetti, appoint Brian Muir as alternate, when necessary, to serve in place of Supervisor Hazard on the Board of the Local Transportation Commission.

Bauer/Hazard 4-0 Absent: Reid

Recess: 10:30 a.m. to 10:35 a.m.

COMMUNITY DEVELOPMENT - PLANNING DIVISION

- 12a) Integrated Regional Water Management Plan (IRWMP) MOU Discussion and Approval (**Courtney Weiche, Scott Burns, IRWMP Staff (Holly Alpert)**) - Receive presentation by Courtney Weiche and IRWMP staff regarding the water management plan progress report.

Discussion and questions by Board Members-this phase looks logical but Board wants to be advised as things move ahead and wants to be kept informed of all phases of this process. Board wants more detail as things progress.

- No action** **Action:** Enter into MOU and sign letter of support for Department of Water Resources.
No motion – need to reagendaize next month after more discussion. Board is not willing to enter into MOU at this time and will consider Letter of Support when this item next appears on agenda

- 12b) General Plan Annual Progress Report (**Scott Burns**) - Receive PowerPoint presentation regarding General Plan annual progress. Annual Report to assess how the general plan is being implemented in accordance with adopted goals, policies and implementation measures; to identify areas where general plan adjustments and modifications may be needed; to review implementation progress over the past year and to assess progress in meeting regional housing needs.
Comments by County Counsel re CEQA analysis – doesn't have to be part of general plan. Bauer wants visitor population included in planning; Hunt asks for discussion re "blueprint planning" (integrating transport with land use/development); Hazard wants to take a more aggressive approach on noise element issues.

- M09-57** **Action:** Accept the General Plan Annual Progress Report, and provide any desired direction to staff.
Bauer/Hazard 4-0 Absent: Reid

MENTAL HEALTH

- 13a) Mental Health Services Act Funding Workshop (**Ann Gimpel, Ph.D.**) Receive presentation by Ann Gimpel, Ph.D. regarding Mental Health Services Act funding.
No action

Action: No formal action requested; workshop only

LUNCH 12:00 noon to 1:00 p.m.

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke

PUBLIC WORKS

Additional Departments: County Counsel

- 14a) License to Use Bridgeport Cemetery Land (**Kelly Garcia, Assistant Public Works Director**) - Receive presentation by Assistant Public Works Director Kelly Garcia regarding Stacey and Mark Westerlund's request to use the Bridgeport Cemetery to access and service a dog kennel they propose to operate on adjacent land. Consider and potentially issue a license to the Westerlunds authorizing this use. Provide any desired direction to staff. Request to utilize access roads through the Bridgeport Cemetery to operate kennel; impact would be insignificant to county; Public Works recommends using the county road as the alternative road presents problems and liability.

- M09-58** **Action:** 1) Receive staff report and public input concerning Stacey and Mark Westerlund's request to use County property at the Bridgeport Cemetery to access and service a dog kennel they propose to operate on land adjacent to the Cemetery; 2) Board considers request and grants same; 3) Board specifies the conditions the Board wishes to impose on its grant of permission, and directs that permission and those conditions be memorialized in a written license issued to the Westerlunds, and authorize the Director of Public Works to execute that license on behalf of the County; 4) Find that the issuance of the license is exempt from further review under the California Environmental Quality Act (CEQA) as it qualifies for a Class 1 categorical exemption under the CEQA Guidelines (use of existing facility)
Bauer/Hazard 4-0 Absent: Reid

ECONOMIC DEVELOPMENT

- 15a) Mono County Tourism Economic Impact & Visitor Profile Study (**Sarah McCahill**) - Receive presentation by Sarah McCahill regarding the final results of the Mono County Tourism Commission's Economic Impact and Profile of Mono County Visitors study.
No formal action Comments by Board Members; important to map out access areas to get into back country. But consider the "secret" places for others to discover themselves.

Recess: 2:10 p.m. to 2:15 p.m. proceed with Board Reports and CAO Report

2:45 p.m. ADJOURNMENT

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